

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RUDOLPH THOMAS, ASHELEE SMITH  
AND REGINA SHIELDS, Individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

SPRINT SOLUTIONS, INC. dba SPRINT,  
SPRINT PCS and/or NEXTEL,

Defendant.

No. 08-cv-05119 TEH

STIPULATION AND ~~PROPOSED~~  
ORDER RE CASE MANAGEMENT  
CONFERENCE

**IT IS SO ORDERED AS MODIFIED**

ACTION FILED: November 10, 2008

1 WHEREAS, on June 9, 2010, the Court entered an order scheduling a case management  
2 conference on October 4, 2010, for control purposes, and ordered the parties to advise the Court in  
3 a stipulated request to continue the case management conference for not more than 120 days if the  
4 FCC matter had yet to be resolved by that date;

5 WHEREAS, on September 28, 2010, the Court entered an order continuing the case  
6 management conference to January 31, 2011, at 1:30 p.m. and ordered that the parties file a joint  
7 case management conference statement on or before January 24, 2011;

8 WHEREAS, on January 25, 2011, the Court entered an order continuing the case  
9 management conference to April 25, 2011, at 1:30 p.m. and ordered that the parties file a joint case  
10 management conference statement on or before April 18, 2011;

11 WHEREAS, on April 19, 2011, the Court entered an order continuing the case management  
12 conference to June 20, 2011, at 1:00 p.m. and ordered that the parties file a joint case management  
13 conference statement on or before June 13, 2011;

14 WHEREAS, on June 13, 2011, the Court entered an order continuing the case management  
15 conference to August 22, 2011, at 1:30 p.m. and ordered that the parties file a joint case  
16 management conference statement on or before August 8, 2011;

17 WHEREAS, on August 9, 2011, the Court entered an order specifying its preference that  
18 Sprint Solutions file a motion to compel arbitration after the FCC has concluded proceedings, and  
19 continuing the case management conference to October 24, 2011, at 1:30 p.m. and further ordered  
20 the parties to file a joint case management conference statement on or before October 10, 2011;

21 WHEREAS, on October 7, 2011, the Court entered an order continuing the case  
22 management conference to February 27, 2012, at 1:30 p.m. and ordered that the parties file a joint  
23 case management conference statement on or before February 17, 2012;

24 WHEREAS, on February 17, 2012, the Court entered an order continuing the case  
25 management conference to June 11, 2012, at 1:30pm and ordered that the parties file a joint case  
26 management conference statement on or before June 4, 2012;

1 WHEREAS, the FCC matter has not yet been resolved as of the date of filing of this  
2 Stipulation;

3 The parties STIPULATE that the case management conference shall be continued to  
4 Monday, September 10, 2012, at 1:30 p.m., or any date thereafter convenient for the Court's  
5 calendar, unless the FCC resolves the matter prior to that date, in which case the parties will  
6 contact the Court within two weeks of the FCC's ruling and request a case management conference  
7 with this Court within the earliest reasonable time frame.

8 **IT IS SO STIPULATED.**

9  
10 DATED: June 4, 2012

HAGENS BERMAN SOBOL SHAPIRO LLP

11 By /s/ Shana E. Scarlett  
12 SHANA E. SCARLETT

13 715 Hearst Avenue, Suite 202  
14 Berkeley, CA 94710  
15 Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
shanas@hbsslaw.com

16 Michael Schrag (185832)  
17 Tyler Meade (160838)  
18 MEADE & SCHRAG LLP  
19 1816 Fifth Street  
Berkeley, CA 94710  
Telephone: (510) 843-3670  
Facsimile: (510) 843-3679  
michael@meadeschrag.com  
tyler@meadeschrag.com

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21 Attorneys for Plaintiffs RUDOLPH THOMAS and  
22 ASHELEE SMITH  
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28

1 DATED: June 4, 2012

SHEPPARD, MULLIN, RICHTER & HAMPTON  
LLP

2 By /s/ Fred R. Puglisi  
3 FRED R. PUGLISI

4 1901 Avenue of the Stars, Suite 1600  
5 Los Angeles, CA 90067-6017  
6 Telephone: (310) 228-3700  
7 Facsimile: (310) 228-3701  
8 fpuglisi@sheppardmullin.com

Attorneys for Defendant SPRINT SOLUTIONS, INC.

9 I, Shana E. Scarlett, am the ECF User whose ID and password are being used to file this  
10 STIPULATION AND [PROPOSED] ORDER RE CASE MANAGEMENT CONFERENCE. In  
11 compliance with General Order 45, X.B., I hereby attest that Fred R. Puglisi has concurred in this  
12 filing.

11 \* \* \*

12 **ORDER**

13 The case management conference is continued to Monday, December 10, 2012, at 1:30 p.m. A joint  
14 case management conference statement shall be filed on or before Monday, December 3, 2012.

15 IT IS SO ORDERED.

16 DATED: 06/05/2012

17 HONORABLE THELTON E. HENDERSON  
18 UNITED STATES DISTRICT COURT JUDGE

